

POLICY: EMPLOYMENT OF PERSONS WITH CONVICTIONS OF PROHIBITED OFFENSES OR NON-RESIDENCY STATUS

POLICY STATEMENT: It is the policy of the Bureau of Developmental Disabilities Services (BDDS) that persons convicted of certain prohibited offenses or persons without verified permanent United States residency status shall not hold positions outlined in this policy with a provider of services for individuals with developmental disabilities.

DETAILED POLICY STATEMENT

1. Prohibited offenses include:
 - a. A sex crime;
 - b. Battery, Neglect or Exploitation of an endangered adult or of a child;
 - c. Failure to report Battery, Neglect or Exploitation of an endangered adult or of a child;
 - d. Crimes of dishonesty and moral turpitude;
 - e. Felony or misdemeanor theft;
 - f. Criminal conversion;
 - g. Criminal deviate conduct;
 - h. Murder;
 - i. Voluntary manslaughter;
 - j. Involuntary manslaughter;
 - k. Felony and misdemeanor battery at the time of conviction;
 - l. Any offense relating to alcohol or a controlled substance.
 - m. Other offenses prosecuted as a felony or a misdemeanor, where such offenses occurred:
 - i. within one (1) year of the date of the background check; or
 - ii. more than once within four (4) years of the date of the background check.
2. People convicted of prohibited offenses as described in this rule shall not hold the following positions with a Provider:
 - a. ownership;
 - b. internal or external management or administration;
 - c. employment;
 - d. contractual agreement; or
 - e. Volunteer.
3. People who do not have verified United States residency status shall not hold the following positions with a Provider
 - a. ownership;
 - b. internal or external management or administration;
 - c. employment;
 - d. contractual agreement; or

- e. volunteer.

DEFINITIONS

“BDDS” means Bureau of Developmental Disabilities Services as created under IC 12-11-1.1-1.

REFERENCES

IC 12-11-1.1-1
IC 35-42-4
IC 35-42-2-1
IC 35-42-2-1.3
IC 35-42-1-3
IC 35-42-1-4
IC 35-42-1-1
IC 35-43-4-2
IC 35-43-4-3
IC 35-43-5

Approved by: Julia Holloway, DDRS Director